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9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 ROBERT RUNDO,
ROBERT BOMAN,
16 AARON EASON, and
TYLER LAUBE,
17 Defendants.
18

No. CR 18-759-CJC

[PROPOSED] ORDER CONTINUING TRIAL
DATE AND FINDINGS REGARDING
EXCLUDABLE TIME PERIODS PURSUANT
TO SPEEDY TRIAL ACT

[PROPOSED] TRIAL DATE: 04/11/2023
**[PROPOSED] PRETRIAL
CONFERENCE: 04/03/2023**
**[PROPOSED] MOTIONS
HEARING: 01/11/2023**

19
20 The Court has read and considered the Stipulation Regarding
21 Request for (1) Continuance of Trial Date and (2) Findings of
22 Excludable Time Periods Pursuant to Speedy Trial Act, filed by the
23 parties in this matter on March 29, 2022. The Court hereby finds
24 that the Stipulation, which this Court incorporates by reference into
25 this Order, demonstrates facts that support a continuance of the
26 trial date in this matter, and provides good cause for a finding of
27 excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161.
28

1 The Court further finds that: (i) the ends of justice served by
2 the continuance outweigh the best interest of the public and
3 defendant in a speedy trial; (ii) failure to grant the continuance
4 would be likely to make a continuation of the proceeding impossible,
5 or result in a miscarriage of justice; and (iii) failure to grant the
6 continuance would unreasonably deny defendant continuity of counsel
7 and would deny defense counsel the reasonable time necessary for
8 effective preparation, taking into account the exercise of due
9 diligence.

10 THEREFORE, FOR GOOD CAUSE SHOWN:

11 1. The trial in this matter is continued to April 11, 2023.
12 The Pretrial Conference is continued to April 3, 2023.

13 2. A motion schedule is set as follows: motions to be filed by
14 December 7, 2022; oppositions to be filed by December 21, 2022;
15 replies to be filed by December 28, 2022; and any motions hearing on
16 January 11, 2023 at 1:00 p.m.

17 3. The time period from the date of this Order to April 11,
18 2023, inclusive, is excluded in computing the time within which the
19 trial must commence, pursuant to 18 U.S.C. §§ 3161(h)(7)(A),
20 (h)(7)(B)(i), and (B)(iv).

21 4. Nothing in this Order shall preclude a finding that other
22 provisions of the Speedy Trial Act dictate that additional time
23 periods are excluded from the period within which trial must
24 commence. Moreover, the same provisions and/or other provisions of
25 the Speedy Trial Act may in the future authorize the exclusion of
26 additional time periods from the period within which trial must
27 commence.

1 5. The United States Probation Office is ordered to interview
2 all defendants and prepare a Pretrial Services Report by April 19,
3 2022 so that the Court can assess defendants' pretrial release
4 conditions or detention.

5 IT IS SO ORDERED.

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7 _____
8 DATE

THE HONORABLE CORMAC J. CARNEY
UNITED STATES DISTRICT JUDGE

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11 Presented by:

12 _____
13 /s/
14 SOLOMON KIM
15 Assistant United States Attorney

16 CC: United States Probation Office
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